HVN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 262 OF 2006
WITH
INCOME TAX APPEAL (L) NO. 151 OF 2006

The Commissioner of Income Tax ... Appellant

Versus

Smt. Kusumdevi Modi ... Respondent

Mr. B.M. Chatterjee with Ms. P.P. Bhosale for the Appellants.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 18, 2007

P.C.:

. As the tax incidence is less than Rs. 4 lakhs, the learned counsel seeks leave to withdraw the Appeal. Hence, Appeal and Motion dismissed as withdrawn. The issue of law, if any, is kept open for consideration in appropriate case. Refund of court fees as per rules. C.C. expedited.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**